THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO.14569 OF 2005

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Date: 22-08-2005

Between:

Neelam Sayanna and others …Petitioners

And

The District Panchayat Officer and

others …Respondents

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO.14569 OF 2005

O R D E R (Per the Hon'ble Sri Bilal Nazki, ACJ):

Though this writ petition is filed under public interest litigation, but it appears that already a suit has been filed by the petitioners being O.S.No.130 of 2003 for the same relief, which is claimed in this writ petition. The writ petitioners case is that the sixth respondent has constructed a house over a public road and for this purpose, they have already filed a suit, which is pending in a civil Court. They have obtained

some interim orders also from the civil Court. In these circumstances, the petitioners cannot be allowed to have two remedies simultaneously. The writ petition is liable to be dismissed and is accordingly dismissed. No order as to costs.

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(Bilal Nazki, ACJ)

22nd August, 2005

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(G.Chandraiah,J)

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